

## ASSESSMENT BY THE COMMONWEALTH OMBUDSMAN FOR TABLING IN PARLIAMENT

*Under s 486O of the Migration Act 1958*

This is the seventh s 486O assessment on Mr X who remained in immigration detention for more than 84 months (seven years). The previous assessment 1000173-O was tabled in Parliament on 10 May 2017. This assessment provides an update and should be read in conjunction with the previous assessments.

<b>Name</b>	Mr X
<b>Citizenship</b>	Country A
<b>Year of birth</b>	1962
<b>Ombudsman ID</b>	1000173-O1
<b>Date of DIBP's report</b>	13 February 2017
<b>Total days in detention</b>	2,551 (at date of DIBP's report)

### Recent detention history

Mr X remained in an immigration detention facility.	
February 2017	Mr X was released from immigration detention when he voluntarily departed Australia.

### Recent visa applications/case progression

26 September 2016	The Federal Circuit Court (FCC) ordered that Mr X's three separate legal matters be consolidated.
24 October 2016	Criminal Justice Stay Certificate cancelled.
20 December 2016	FCC dismissed Mr X's consolidated applications for judicial review and ordered that the injunction preventing his return to Facility B be dissolved.
21 December 2016	Applied to the Federal Court for judicial review of the FCC's decision. He also requested removal from Australia on the same day.
13 January 2017	The authorities of Country A issued Mr X with an emergency travel document.
13 February 2017	The Department of Immigration and Border Protection (the department) advised that it was working with Mr X to facilitate his removal from Australia.

### Health and welfare

Mr X attended counselling for the management of anxiety, post-traumatic stress disorder and a history of torture and trauma. He also received treatment for multiple physical health concerns, including type 2 diabetes and hypertension.
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**Case status**

Mr X was released from immigration detention when he voluntarily departed Australia in February 2017.

The Ombudsman's previous assessment noted that Mr X had been awaiting an appointment with a specialist counselling service for more than six months and recommended that International Health and Medical Services follow up this referral as a matter of urgency. The Ombudsman also recommended that if capacity permits, the department consider transferring Mr X back to Facility E to be closer to his support network.

On 10 May 2017 the Minister noted the recommendations and advised that Mr X had voluntarily departed Australia.